



USDA Foreign Agricultural Service

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## Mexico

### Agricultural Situation

### Mexico's NAFTA Tariff Schedule for 2003

2003

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**Report Highlights:**

The Secretariat of Economy published on December 31, 2002, in the *Diario Oficial* (Mexican Federal Register), the Decree which establishes the 2003 Tariff Rates of the General Import Tax for commodities originating in North America.

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Includes PSD Changes: No  
Includes Trade Matrix: No  
Unscheduled Report  
Mexico [MX1], [MX]

**Disclaimer:** This report is based on a  *cursory* review of the subject announcement and therefore should not, under any circumstances, be viewed as a definitive reading of the regulation in question, or of its implications for U.S. agricultural export trade interests. In the event of a discrepancy or discrepancies between this report and the complete regulation or announcement as published in Spanish, the latter shall prevail.

The following is an excerpt of Mexico's current import tariff schedule. As stated above, the descriptions are unofficial translations completed by FAS/Mexico.

The tariffs shown are those that went into effect January 1, 2003, and will remain in effect until December 31, 2003, and are limited to merchandise from the United States. These tariffs, but not the descriptions, were published in Mexico's "*Diario Oficial*" (Federal Register) on December 31, 2002.

**FAS/Mexico's Executive Summary:** January 1, 2003, was set as the due date for the elimination of duties for most merchandise, except a few sensitive commodities, under the North America Free Trade Agreement. The Secretariat of Economy (SE) published on December 31, 2002, in the "*Diario Oficial*" (Mexican Federal Register) the "Decree which establishes the 2003 Tariff Rates of the General Import Tax for commodities originating in North America". The document implements the provisions of the NAFTA and eliminates trade restrictions on all but a few sensitive commodities.

Among other issues, the document makes reference to the necessity of custom authorities to be aware of changes in trade mechanisms, which will rule the commerce of sensitive commodities within the three countries. It also declares that the market opening under NAFTA will not impede Mexico's application of new duties, when resulting in a legally imposed safeguard, or the implementation of compensatory fees if the appropriate Mexican trade authorities detect unfair trade practices.

#### **Important features:**

**ARTICLE 1.** - The import of products originating from North America, independent of their classification in the Import and Export Tariff Law, will be duty free, except for those products indicated in this Decree, which will be subject to the applicable duty.

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**ARTICLE 5.** - The import of merchandise from North America covered by the tariff lines below is subject to the special preferential duty listed in the table from January 1 to December 31, and will be duty-free starting January 1, 2008:

HS Code	Description	2003	2004	2005	2006	2007
0402.10.01	Milk in powder or tablets	58.7%	46.9%	35.2%	23.5%	11.8%
0402.21.01	Milk in powder or tablets	58.7%	46.9%	35.2%	23.5%	11.8%

Preferential tariffs will be applicable to qualified products from the United States of America, based on what is stated in the Annex 703.2 "Section A" of the chapter VII of the North American Free Trade Agreement.

From January 1, 2003 to December 31, 2007, the import of products included in the tariff lines that are specified in this article, will be duty-free, provided that an import permit ("cupo"), issued by the Secretariat of Economy accompanies the import documents ("pedimento de importacion").

**ARTICLE 6.** - The import of merchandise from North America covered by the tariff lines below is subject to the special preferential duty listed in the table from January 1 to December 31, and will be duty-free starting January 1, 2008:

HS Code	Description	2003	2004	2005	2006	2007
0713.33.02	With bean, except those contained in the HS Code 0713.33.01.	58.7%	46.9%	35.2%	23.5%	11.8%
0713.33.03	Black bean, except those contained in HS Code 0713.33.01.	58.7%	46.9%	35.2%	23.5%	11.8%
0713.33.99	Beans, other.	58.7%	46.9%	35.2%	23.5%	11.8%
1005.90.03	Yellow corn.	90.8%	72.6%	54.5%	36.3%	18.2%
1005.90.04	With corn.	90.8%	72.6%	54.5%	36.3%	18.2%
1005.90.99	Corn, other.	90.8%	72.6%	54.5%	36.3%	18.2%

From January 1, 2003 to December 31, 2007, the import of products included in the tariff lines that are specified in this article, will be duty free, provided that an import permit ("cupo"), issued by the Secretariat of Economy accompanies the import documents ("pedimento de importacion").

**ARTICLE 8.** - The import of the products originating from North America included in the tariff lines of this article which qualify as U.S. products, will be subject to the preferential duty from January 1 to December 31, and will be duty-free starting on January 1, 2008. The preferential tariffs this article refers to are expressed in U.S. cents per imported liter.

HS Code	Description	2003	2004	2005	2006	2007
2009.11.01	Frozen Orange juice.	7.86c/Lt.	6.29c/Lt.	4.71c/Lt.	3.14c/Lt.	1.57c/Lt.
2009.12.01	Orange juice, not frozen with a concentration not exceeding 1.5 brix.	1.76c/Lt.	1.41c/Lt.	1.06c/Lt.	0.70c/Lt.	0.35c/Lt.
2009.12.99	Orange juice, not frozen, Others.	3.08c/Lt.	2.46c/Lt.	1.85c/Lt.	1.23c/Lt.	0.61c/Lt.
2009.19.01	Orange juice, not frozen with a concentration not exceeding 1.5 brix	1.76c/Lt.	1.41c/Lt.	1.06c/Lt.	0.70c/Lt.	0.35c/Lt.

2009.19.99	Orange juice, not frozen, Others.	3.08c/lit.	2.46c/lit.	1.85c/lit.	1.23c/lit.	0.61c/lit.
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From January 1, 2003 to December 31, 2005, the import of products included in tariff line 2009.11.01 that it is specified in this article, will be subject to a duty smaller than 10% ad-valorem or 4.62 cents per liter, provided that an import permit ("cupo"), issued by the Secretariat of Economy, accompanies the import documents ("pedimento de importacion").

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**ARTICLE 10.** - The import of merchandise from North America covered by the tariff lines below will be subject to the tariff that is derived by multiplying the regular "most favored nation" (MFN) tariff in effect at the time of importation by a factor of 0.8 and will be duty-free starting on January 1, 2008.

HS Code	Description
1701.11.01	Sugar, with a dry sucrose content that has polarization of 99.4 but not exceeding 99.5 degrees.
1701.11.02	Sugar, with a dry sucrose content that has polarization of 96 but not exceeding 99.4 degrees.
1701.11.03	Sugar, with a dry sucrose content that has polarization of 96 degrees.
1701.11.99	Others.
1701.12.01	Sugar, with a dry sucrose content that has polarization of 99.4 but not exceeding 99.5 degrees.
1701.12.02	Sugar, with a dry sucrose content that has polarization of 96 but not exceeding 99.4 degrees.
1701.12.03	Sugar, with a dry sucrose content that has polarization of 96 degrees.
1701.12.99	Sugar, others.
1701.91.01	Containing added flavoring or coloring matter.
1701.99.01	Sugar, with a dry sucrose content that has polarization of 99.5 but not exceeding 99.7 degrees.
1701.99.02	Sugar, with a dry sucrose content that has polarization of 99.7 but not exceeding 99.9 degrees.
1701.99.99	Sugar, others.
1702.90.01	Refined liquid sugar and inverted sugar.
1806.10.01	With a sugar content weighting not less than 90%.
2106.90.05	Flavored syrups or with added coloring matters.

The importer must have a written statement from the exporter that certifies that the product has not benefited from the U.S. Sugar Re-export Program. If the importer does not have that written statement, then the merchandise will be subject to the regular MFN tariff without any reduction.

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**ARTICLE 11.** - The importer must have a written statement from the exporter that certifies that the following products have not benefited from the U.S. Sugar Re-export Program. If the importer does not have that written statement, then the merchandise will be subject to the regular MFN tariff without any reduction.

HS Code	Description
0402.10.99	Milk, other.
0402.29.99	Milk, other.
0402.99.01	Condensed milk.
0402.99.99	Condensed milk, other.
0404.10.99	Milk whey, other.
0405.20.01	Dairy spreads.
0811.10.01	Strawberries.
0811.20.01	Raspberries, blackberries, mulberries, loganberries, black, withe or red currants and gooseberries (other than kiwi fruit).
0811.90.99	Other.
1703.10.01	Molasses, including bleached except that under subheading 1703.10.02.
1703.10.02	Flavored molasses or with added coloring matters.
1703.90.99	Flavored molasses, other.
1704.10.01	Chewing gums, whether or not sugar coated.
1704.90.99	Chewing gums, other.
1806.10.99	Cocoa powder, other.
1806.20.99	Other preparations in blocks, slabs or bars, weighing more than 2 kg or in liquid, paste, powder, granular or other bulk form in containers or immediate packings, of a content exceeding 2 kg..
1806.31.01	Other, in blocks, slabs o bars. Filled.
1806.32.01	Other, in blocks, slabs o bars. Not filled.
1806.90.01	Food preparations based on flour, semolina, starch or extract of malt with a content of cocoa powder, calculated on a totally de-fatted base, exceeding 40% by weight.
1806.90.02	Food preparations from products under the headings 04.01 to 04.04, that contain cocoa powder in a proportion, calculated on a de-fatted basis, exceeding 5% by weight.
1806.90.99	Food preparations from products under the headings 04.01 to 04.04, that contain cocoa powder in a proportion, calculated on a de-fatted basis, other.
1901.20.01	Mixes and doughs for the preparation of baker's wares of heading 1905. Based on flour, meal, starch, oat, corn or wheat
1901.20.99	Mixes and doughs, other.
1901.90.01	Malt extracts.

1901.90.99	Malt extracts, other.
1904.10.01	Prepared foods obtained by the swelling or roasting
1904.20.01	Prepared foods obtained from unroasted cereal flakes or from mixtures of unroasted cereal flakes and roasted cereal flakes or swelled cereals.
1905.31.01	Sweet cookies
1905.32.01	Rolled wafers, whether or not filled
2006.00.99	Other frozen vegetables.
2007.10.01	Homogenized preparations.
2007.91.01	Citrus fruit.
2007.99.04	Marmalades, except that under subheading 2007.99.01.
2007.99.99	Marmalades, other.
2105.00.01	Ice cream, whether or not containing cocoa.
2106.90.02	Preparation used in bread, pastry, cakes, biscuit and other bakers' wares, chocolate manufacture and the like containing: proteins 15 to 40%; fat 0.9 to 5%, carbohydrates 45 to 70%, minerals 3 to 4%, and moisture 3 to 8%.
2106.90.06	Concentrates of one fruit or one vegetable juice, fortified with minerals or vitamins.
2106.90.99	Other preparations.
2202.10.01	Waters, including mineral waters and aerated water, containing added sugar or other sweetening matter or flavored.
2202.90.99	Waters, other.
2207.10.01	Undenatured ethyl alcohol of an alcoholic strength by volume of 80 percent vol. or higher.
2207.20.01	Ethyl alcohol and other spirits, denatured, of any strength.

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**ARTICLE 12.** – This Decree does not exempt interested parties from paying established duties in the General Import Tax Law if safeguards are enforced or when resulting from a dispute resolution panel.

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**ARTICLE 13.** – This Decree does not exempt interested parties from paying Compensatory Duties due to unfair international trade practices.

#### TRANSITORY ARTICLES

**FIRST.** - This Decree will go into effect on January 1, 2003.

**SECOND.** - In compliance with Mexico's rights and international obligations, starting on January 1, 2003, the import of products from the United States of America included in the tariff lines:

1702.40.99	Glucose and glucose syrup, containing in the dry state greater than or equal to 20 percent but less than 50 percent by weight of fructose. Other
1702.50.01	Chemically pure fructose.
1702.60.01	Fructose and fructose syrup, containing in the dry state, more than 50 percent but not exceeding 60% by weight of fructose.
1702.60.02	With a fructose content exceeding 60% but less than or equal to 80% by dry weight.
1702.60.99	Other fructose and fructose syrup, containing in the dry state more than 50 percent by weight of fructose.Other.

Will be subject to an import permit granted by the Secretariat of Economy in the terms and conditions established in Mexico's Diario Oficial ("Federal Register"), according to the applicable legal procedures.

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**Title:** Decree, which establishes the 2003 Tariff Rates of the General Import Tax for commodities originated in North America.

#### **Important Dates**

**1. Publication Date:** December 31, 2002

**2. Effective Date:** January 1, 2003

#### **For More Information:**

*Fax:* 011-52-55-5080-2776

#### **Internet Connections**

*FAS Mexico Web Site:* We are available at <http://www.atomexico.gob.mx> or visit our headquarter's home page at <http://www.fas.usda.gov> for a complete selection of FAS' worldwide agricultural reporting.

**Useful Mexican Web Sites:** Mexico's equivalent of the Department of Agriculture (SAGARPA) can be found at [www.sagarpa.gob.mx](http://www.sagarpa.gob.mx) and Mexico's equivalent of the Department of Commerce (SE) can be found at [www.se.gob.mx](http://www.se.gob.mx) These web sites are mentioned for the readers' convenience but USDA does NOT in any way endorse, guarantee the accuracy of, or necessarily concur with the information contained on the mentioned sites.